

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA

### EXTRAORDINARY

### No. 2

#### GOVERNMENT OF GOA

Department of Panchayat Raj & Community  
Development

Directorate of Panchayats

#### Notification

1/15(23)/94-CDP

In exercise of the powers conferred by sub-section (2) of section 237 of the Goa Panchayat Raj Act, 1994 (Goa Act 14 of 1994), the Governor of Goa, hereby makes the following rules so as to amend the Goa Panchayat Raj (Conditions of Service of State Election Commissioner) Rules, 1997, as follows, namely:—

1. *Short title and commencement.*— (1) These rules may be called the Goa Panchayat Raj (Conditions of Service of State Election Commissioner) (Second Amendment) Rules, 2001.

(2) Amended provisions of rule 3 herein shall be deemed to have come into force with effect from 15-01-98 and the amended provisions of rule 5 herein shall be deemed to have come into force with effect from 29-04-99.

2. *Amendment of rule 3.*— For rule 3 of the Goa Panchayat Raj (Conditions of Service of State Election Commissioner) Rules, 1997 (hereinafter called the "principal Rules"), the following shall be substituted, namely:—

"3. *Qualifications for appointment as Commissioner.*— A person shall not be qualified for appointment as Commissioner unless,—

(a) he is a Citizen of India;

(b) he has completed forty years of age; and

(c) he has held any Group 'A' post under the Government or Government of India or any other State Government for not less than five years and preferably holds a degree in law from any recognised University."

3. *Amendment of rule 5.*— For rule 5 of the principal Rules, the following shall be substituted, namely:—

"5. *Pay and allowances.*— The Commissioner shall be entitled to a consolidated pay of Rs. 22,400/- (Rupees Twenty two thousand and four hundred only) per mensem:

Provided that a person who was holding a post under the Government of India or any State Government at the time of his appointment as Commissioner, shall receive pay including personal pay which he would have drawn from time to time under the relevant rules in the scale of pay of the post which he was holding at the time of such appointment or shall receive the pay mentioned in this rule, whichever is higher:

Provided further that in the case of appointment as Commissioner of a person who has

retired from service under the Government, University or any other body wholly or substantially owned or controlled by the Government and who is in receipt of or has received or has become entitled to receive any retirement benefits by way of pension, gratuity, Contributory Provident Fund (CPF) or otherwise, the pay specified in this rule shall be reduced by the gross amount of pension including any portion of the pension which may have been commuted and the pension equivalent or other forms of retirement benefits, if any:

Provided also that in case of appointment as Commissioner of a person who holds any other statutory post in addition to being Commissioner, he will have the option to draw pay and other allowances either as Commissioner or as the other statutory authority."

By order and in the name of the Governor of Goa.

V. S. Sawant, Director of Panchayats and Ex-Officio Joint Secretary.

Panaji, 14th May, 2001.